

Draft

PERMIT

Permit No: #201000717-TS

Municipality: Fairfield

Work Area: Southport Harbor off property located at 340 Willow Street

Permittee: Stuart Bell
340 Willow Street
Fairfield, CT 06890

Pursuant to sections 22a-359 through 22a-363f of the Connecticut General Statutes ("CGS") and in accordance with CGS section 22a-98, and the Connecticut Water Quality Standards dated December 2002, a permit is hereby granted by the Commissioner of Environmental Protection ("Commissioner") to remove an existing timber crib and install a boat lift, personal watercraft lift, davit and ladder for private recreational boating access as is more specifically described below in the SCOPE OF AUTHORIZATION, in Long Island Sound off property identified as the "work area" above.

*******NOTICE TO PERMITTEES AND CONTRACTORS*******

UPON INITIATION OF ANY WORK AUTHORIZED HEREIN, THE PERMITTEE ACCEPTS AND AGREES TO COMPLY WITH ALL TERMS AND CONDITIONS OF THIS PERMIT. FAILURE TO CONFORM TO THE TERMS AND CONDITIONS OF THIS PERMIT MAY SUBJECT THE PERMITTEE AND ANY CONTRACTOR TO ENFORCEMENT ACTIONS, INCLUDING INJUNCTIONS AS PROVIDED BY LAW AND PENALTIES UP TO \$1,000.00 PER DAY PURSUANT TO THE ADMINISTRATIVE CIVIL PENALTY POLICY DESCRIBED IN SECTIONS 22a-6b-1 THROUGH 22a-6b-15 OF THE REGULATIONS OF CONNECTICUT STATE AGENCIES.

SCOPE OF AUTHORIZATION

The Permittee is hereby authorized to conduct the following work as described in application #201000717-TS, including twelve sheets of plans dated November 13, 2009, with sheets 3, 5, 6, 7, 8, 10 and 11 revised December 22, 2009, and sheets 1, 4, 9 and 12 revised March 19, 2010, submitted by the Permittee to the Commissioner and attached hereto as follows:

1. remove an existing timber crib structure;
2. install a boat lift to be supported by two piles on the north side of the existing pierhead;
3. install a ladder on the north side of the existing pierhead;

4. install a light on the north side of the existing fixed pierhead; and
5. install a personal watercraft lift to be supported by one piling and a davit at the waterward terminus of the fixed pierhead.

THIS AUTHORIZATION HEREBY SUPERSEDES THE AUTHORIZATION SET FORTH IN THE SCOPE OF AUTHORIZATION IN PERMIT #200600806-JW. THIS AUTHORIZATION SPECIFICALLY DOES NOT AUTHORIZE THE EXISTING 75 CUBIC YARDS OF RIPRAP LOCATED BENEATH THE SOUTHEAST SECTION OF THE FIXED PIER SHOWN ON PLAN SHEET 9.

SPECIAL TERMS AND CONDITIONS

1. The Permittee shall install the light authorized in paragraph 4. of the SCOPE OF AUTHORIZATION, above, such that it is designed, oriented and positioned to avoid impacts to navigation.
2. The Permittee shall ensure that all work associated with the driving of piles for construction of the dock shall be conducted by a water-based barge only during periods of high water in the area of the proposed dock. Any such barge must move to deeper waters during periods of low water in the area of the proposed dock. At no time shall the barge rest on the bottom of Southport Harbor. It shall not be a defense to this provision for the Permittee to assert that it has no control over the operation of the barge.
3. The Permittee shall establish a minimum of a 10-foot setback from any wetlands or watercourses in and adjacent to the area where work is to be conducted or areas which are to be used for access to the work area. Such setback area(s) shall be flagged so as to be readily identifiable by contractor personnel until the work authorized hereunder is completed.
4. Except as specifically authorized by this permit, no equipment or material, including but not limited to, fill, construction materials, excavated material or debris, shall be deposited, placed or stored in any wetland or watercourse on or off-site, or within any delineated setback area, nor shall any wetland, watercourse or delineated setback area be used as a staging area or accessway other than as provided herein.
5. Not later than two weeks prior to the commencement of any work authorized herein, the Permittee shall submit to the Commissioner, on the form attached hereto as Appendix A, the name(s) and address(es) of any contractor(s) employed to conduct such work and the expected date for commencement and completion of such work.
6. On or before (a) 90 days after completion of the work authorized herein, or (b) upon expiration of the work completion date or any authorized one year extension thereof, whichever is earlier, the Permittee shall submit to the Commissioner as-built" plans prepared and sealed by a licensed

engineer, licensed surveyor or licensed architect, as applicable, of the work area showing all tidal datums and structures.

GENERAL TERMS AND CONDITIONS

1. All work authorized by this permit shall be completed within five years from date of issuance of this permit ("work completion date") in accordance with all conditions of this permit and any other applicable law.
 - a. The Permittee may request a one-year extension of the work completion date. Such request shall be in writing and shall be submitted to the Commissioner at least 30 days prior to said work completion date. Such request shall describe the work done to date, work which still needs to be completed and the reason for such extension. The Commissioner shall grant or deny such request at her sole discretion.
 - b. Any work authorized herein conducted after said work completion date or any authorized one- year extension thereof is a violation of this permit and may subject the Permittee to enforcement action, including penalties, as provided by law.
2. All waste material generated by the performance of the work authorized herein shall be disposed of by the Permittees at an upland site approved for the disposal of such waste material, as applicable.
3. In conducting the work authorized herein, the Permittee shall not deviate from the attached plans, as may be modified by this permit. The Permittee shall not make de minimis changes from said plans without prior written approval of the Commissioner.
4. The Permittee shall maintain all structures or other work authorized herein in good condition. Any such maintenance shall be conducted in accordance with applicable law including, but not limited to, CGS sections 22a-28 through 22a-35 and CGS sections 22a-359 through 22a-363f.
7. In undertaking the work authorized hereunder, the Permittee shall not cause or allow pollution of wetlands or watercourses, including pollution resulting from sedimentation and erosion. For purposes of this permit, "pollution" means "pollution" as that term is defined by CGS section 22a-423.
8. The Permittee shall give a copy of this permit to the contractor(s) who will be carrying out the activities authorized herein prior to the start of construction and shall receive a written receipt for such copy, signed and dated by such contractor(s). The Permittee's contractor(s) shall conduct all operations at the site in full compliance with this permit and, to the extent provided by law, may be held liable for any violation of the terms and conditions of this permit.
5. The Permittee shall notify the Commissioner in writing of the commencement of any work and completion of all work authorized herein no later than three days prior to the commencement of such work and no later than seven days after the completion of such work.

6. Upon completion of any work authorized herein, the Permittee shall restore all areas impacted by construction, or used as a staging area or accessway in connection with such work, to their condition prior to the commencement of such work.
7. Any document required to be submitted to the Commissioner under this permit or any contact required to be made with the Commissioner shall, unless otherwise specified in writing by the Commissioner, be directed to:

Permit Section
Office of Long Island Sound Programs
Department of Environmental Protection
79 Elm Street
Hartford, Connecticut 06106-5127.
Phone #(860) 424-3034
Fax # (860) 424-4054

8. The date of submission to the Commissioner of any document required by this permit shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner under this permit, including but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is personally delivered or the date three days after it is mailed by the Commissioner, whichever is earlier. Except as otherwise specified in this permit, the word "day" as used in this permit means calendar day. Any document or action which is required by this permit to be submitted or performed by a date which falls on a Saturday, Sunday or a Connecticut or federal holiday shall be submitted or performed on or before the next day which is not a Saturday, Sunday, or a Connecticut or federal holiday.
9. The work specified in the SCOPE OF AUTHORIZATION is authorized solely for the purpose set out in this permit. No change in the purpose or use of the authorized work or facilities as set forth in this permit may occur without the prior written authorization of the Commissioner. The Permittee shall, prior to undertaking or allowing any change in use or purpose from that which is authorized by this permit, request authorization from the Commissioner for such change. Said request shall be in writing and shall describe the proposed change and the reason for the change.
10. This permit may be revoked, suspended, or modified in accordance with applicable law.
11. This permit is not transferable without prior written authorization of the Commissioner. A request to transfer a permit shall be submitted in writing and shall describe the proposed transfer and the reason for such transfer. The Permittee's obligations under this permit shall not be affected by the passage of title to the work area to any other person or municipality until such time as a transfer is authorized by the Commissioner.
12. The Permittee shall allow any representative of the Commissioner to inspect the work authorized herein at reasonable times to ensure that it is being or has been accomplished in accordance with the terms and conditions of this permit.

13. In granting this permit, the Commissioner has relied on representations of the Permittee, including information and data provided in support of the Permittee's application. Neither the Permittee's representations nor the issuance of this permit shall constitute an assurance by the Commissioner as to the structural integrity, the engineering feasibility or the efficacy of such design.
14. In the event that the Permittee becomes aware that he did not or may not comply, or did not or may not comply on time, with any provision of this permit or of any document required hereunder, the Permittee shall immediately notify the Commissioner and shall take all reasonable steps to ensure that any noncompliance or delay is avoided or, if unavoidable, is minimized to the greatest extent possible. In so notifying the Commissioner, the Permittee shall state in writing the reasons for the noncompliance or delay and propose, for the review and written approval of the Commissioner, dates by which compliance will be achieved, and the Permittee shall comply with any dates which may be approved in writing by the Commissioner. Notification by the Permittee shall not excuse noncompliance or delay and the Commissioner's approval of any compliance dates proposed shall not excuse noncompliance or delay unless specifically stated by the Commissioner in writing.
15. In evaluating the application for this permit the Commissioner has relied on information and data provided by the Permittee and on the Permittee's representations concerning site conditions, design specifications and the proposed work authorized herein, including but not limited to representations concerning the commercial, public or private nature of the work or structures authorized herein, the water-dependency of said work or structures, its availability for access by the general public, and the ownership of regulated structures or filled areas. If such information proves to be false, deceptive, incomplete or inaccurate, this permit may be modified, suspended or revoked, and any unauthorized activities may be subject to enforcement action.
16. The Permittee may not conduct work waterward of the high tide line or in tidal wetlands at this permit site other than the work authorized herein, unless otherwise authorized by the Commissioner pursuant to CGS section 22a-359 et. seq. and/or CGS section 22a-32 et. seq.
17. The issuance of this permit does not relieve the Permittee of his obligations to obtain any other approvals required by applicable federal, state and local law.
18. Any document, including but not limited to any notice, which is required to be submitted to the Commissioner under this permit shall be signed by the Permittee and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows: "I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."

exclusive privileges, and is further subject to any and all public and private rights and to any federal, state or local laws or regulations pertinent to the property or activity affected hereby.

Issued on _____, 2010.

STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Betsey C. Wingfield
Bureau Chief
Bureau of Water Protection and Land Reuse

Permit Application No. #201000717-TS
Stuart Bell

Certified Mail # _____

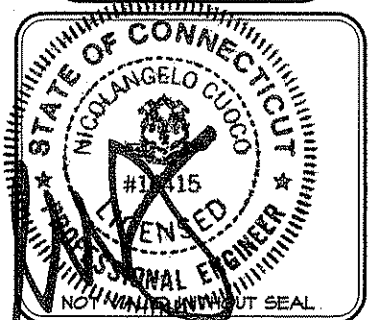
MODIFICATIONS TO EXISTING & AUTHORIZED DOCKING STRUCTURES

DRAWING LIST

DRAWING No.	DRAWING TITLE	DATE	REV
1	TITLE SHEET	3-19-2010	3
2	VICINITY MAP	11-13-2009	0
3	GENERAL NOTES	12-22-2009	2
4	PROJECT AND SITE INFORMATION	3-19-2010	3
5	ASSESSORS MAP	12-22-2009	2
6	EXISTING SITE PLAN	12-22-2009	2
7	EXISTING DOCK PLAN	12-22-2009	2
8	AUTHORIZED DOCK PLAN	12-22-2009	2
9	PROPOSED PLAN	3-19-2010	3
10	NORTH ELEVATION	12-22-2009	2
11	EAST ELEVATION	12-22-2009	2
12	EXISTING DOCK & FEDERAL CHANNEL PLAN	3-19-2010	3

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**BELL RESIDENCE
340 WILLOW STREET
SOUTHPORT, CT 06890**



**CUOCO
STRUCTURAL
ENGINEERS, LLC**

60 Katona Drive, Suite 12
Fairfield, CT 06824
Phone: 203-362-1902
Fax: 203-362-1966
www.csellic.com

PROJECT: PROPOSED MODIFICATIONS TO EXISTING DOCK

LOCATION: BELL RESIDENCE, 340 WILLOW STREET ON
LONG ISLAND SOUND, SOUTHPORT, CT. 06890

APPLICANT: STUART BELL

ABUTTERS: SEE APPLICATION

ENGINEER: CUOCO STRUCTURAL ENGINEERS, LLC

DATE: 11-13-2009

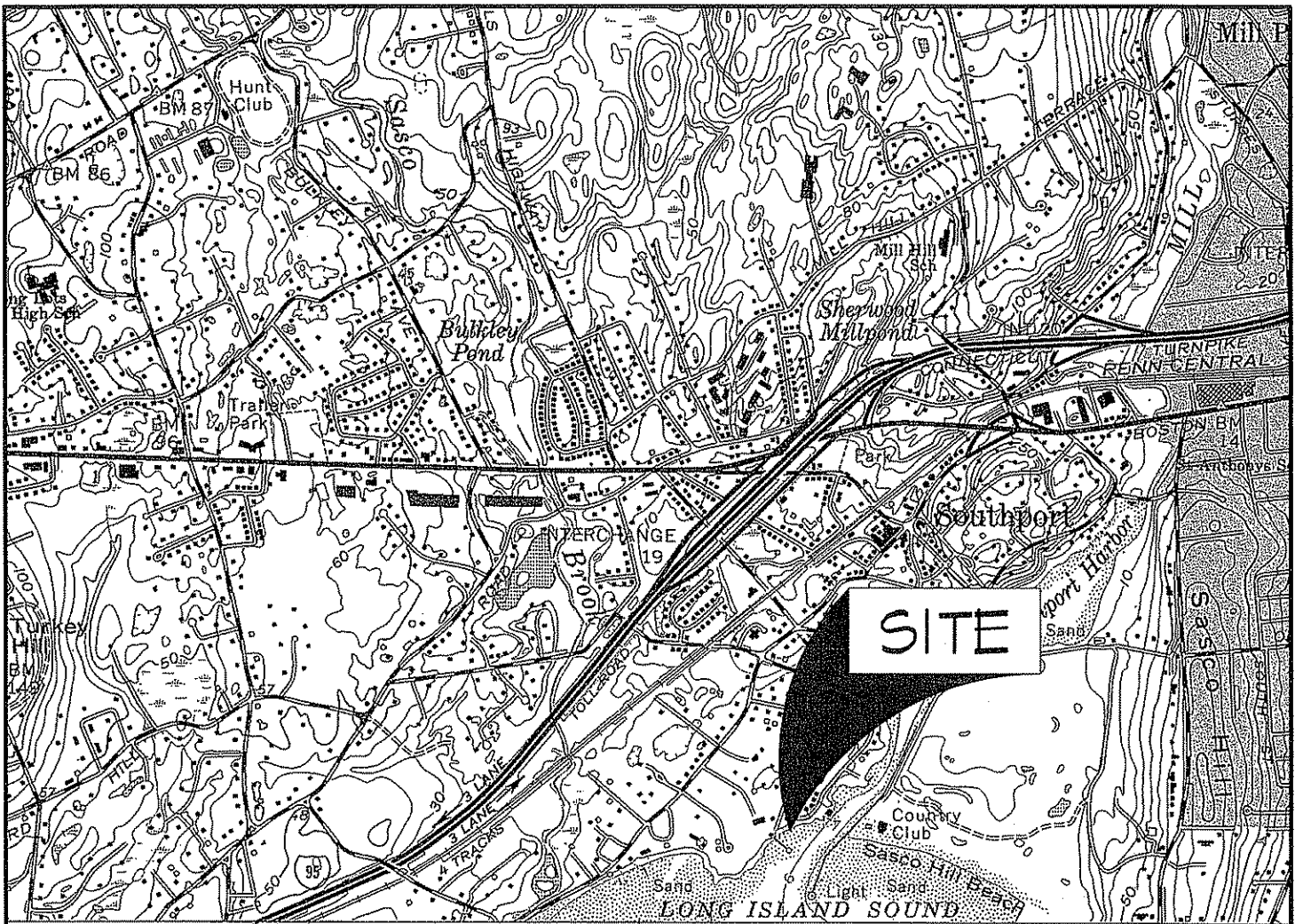
SCALE: AS NOTED

DATUM: MLW

CSE PROJ. 09-189

REV.3 3-19-2010

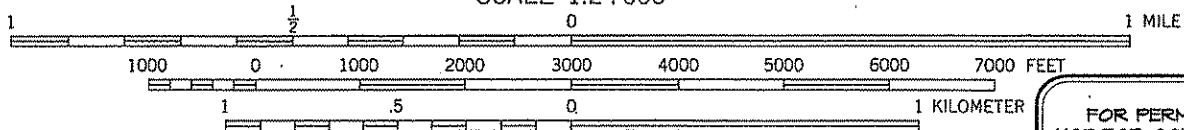
**DRAWING
NO.: 1 OF 12**



20' 1640 | 1641 | (SHERWOOD POINT) 1643 | 17'30"

WOOD POINT 1 MI. 6366 III SE NORWALK 5.6 MI.

SCALE 1:24 000



CONTOUR INTERVAL 10 FEET

DATUM IS MEAN SEA LEVEL

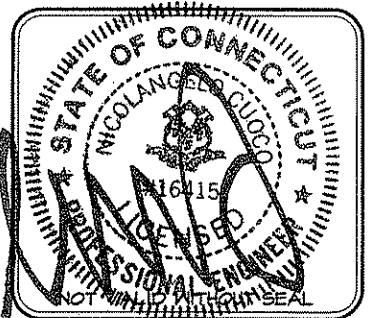
DEPTH CURVES AND SOUNDINGS IN FEET - DATUM IS MEAN LOW WATER

SHORELINE SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER

THE MEAN RANGE OF TIDE IS APPROXIMATELY 7 FEET

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VICINITY MAP



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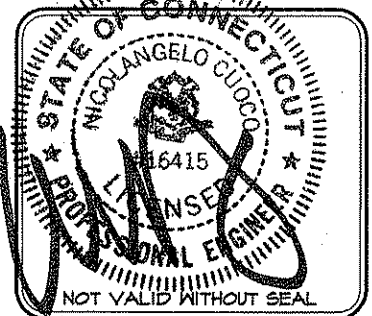
REV.

**DRAWING
NO.: 2 OF 12**

GENERAL NOTES:

1. THE PURPOSE OF THESE DRAWINGS IS FOR PERMIT APPLICATIONS ONLY. DRAWINGS ARE PRELIMINARY AND NOT FOR CONSTRUCTION.
2. SITE INFORMATION TAKEN FROM "IMPROVEMENT LOCATION SURVEY" PREPARED BY THE HUNTINGTON COMPANY, LLC, DATED NOVEMBER 6, 2003, AND FROM FIGURE 1 "PROPOSED DREDGE FOOTPRINT AND DOCK AND WAVE ATTENUATOR LAYOUT" PREPARED BY TRITON ENVIRONMENTAL, INC. DATED MARCH 6, 2007.
3. HARBOR BOTTOM INFORMATION TAKEN FROM FIGURE 3 OF THE CT DEP AUTHORIZATION NO. COP-2006-159-JW PREPARED BY TRITON ENVIRONMENTAL, INC. DATED OCTOBER 2008.
4. VICINITY MAP TAKEN FROM USGS, WESTPORT QUADRANGLE WITH A SOUNDINGS DATUM TO MLW AND A CONTOUR DATUM TO NGVD-1929, DATED 1960.
5. THE PROPERTY IS LOCATED ON LOT NO. 7, BASED ON THE TOWN OF FAIRFIELD TAX ASSESSORS OFFICE, TAX ASSESSMENT MAP NO. 281.
6. THE MEAN HIGH WATER (MHW) AND MEAN LOW WATER (MLW) ELEVATIONS TAKEN FROM "NEW ENGLAND COASTLINE TIDAL FLOOD SURVEY" PREPARED BY THE DEPARTMENT OF THE ARMY, DATED SEPTEMBER 1988.
7. ELEVATIONS REFERENCE LOCAL MEAN LOW WATER, UNLESS NOTED OTHERWISE.
8. THE PARCEL IS LOCATED IN AND ADJACENT TO FEMA FLOOD ZONES VE (EL 17), VE (EL 15), VE (EL 13), AE (EL 12), X (SHADED), AND X (UNSHADED) PER FIRM COMMUNITY PANEL NO. 090007 0010 C, DATED OCTOBER 6, 1998. FLOOD ZONE ELEVATIONS REFER TO NGVD-1929.
9. ALL WORK HAS BEEN DESIGNED IN ACCORDANCE WITH THE CONNECTICUT STATE BUILDING CODE WHICH INCLUDES THE 2003 INTERNATIONAL BUILDING CODE AND THE 2005 CONNECTICUT SUPPLEMENT WITH AN EFFECTIVE DATE OF 31 DECEMBER, 2005.
10. ALL DETAILS SHALL BE CONSIDERED TYPICAL AND SHALL APPLY AT SAME AND SIMILAR CONDITIONS.
11. SELECTIVE DEMOLITION AND DISPOSAL SHALL BE PERFORMED IN ACCORDANCE WITH FEDERAL, STATE, AND LOCAL PERMIT AND BUILDING CODE REQUIREMENTS.
12. TO DETERMINE ACCURATE DIMENSIONS, DO NOT SCALE DRAWINGS. DIMENSIONS SHALL BE READ OR CALCULATED.

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PROJECT: PROPOSED MODIFICATIONS TO EXISTING DOCK

LOCATION: BELL RESIDENCE, 340 WILLOW STREET ON
LONG ISLAND SOUND, SOUTHPORT, CT. 06890

APPLICANT: STUART BELL

ABUTTERS: SEE APPLICATION

ENGINEER: CUOCO STRUCTURAL ENGINEERS, LLC

DATE: 11-13-2009

SCALE: AS NOTED

DATUM: MLW

CSE PROJ. 09-189

REV.2 12-22-2009

**DRAWING
NO.: 3 OF 12**

PROJECT AND SITE INFORMATION:

1. THE PURPOSE OF THIS PROJECT IS TO MODIFY THE EXISTING DOCKING FACILITIES TO PROVIDE BOATING ACCESS TO LONG ISLAND SOUND.
2. THE PROPOSED ACTIVITIES INCLUDE THE FOLLOWING:
 - INSTALLATION OF A (2) PILE ELEVATOR BOAT LIFT.
 - INSTALLATION OF A PERSONAL WATER CRAFT LIFT.
 - RETAIN THE EXISTING STONE. (APPROXIMATELY 75 CY± OVER 600 SF±)
 - DEMOLISH AND REMOVE THE EXISTING TIMBER CRIB STRUCTURE (APPRX. 105 SF)
3. THE PROPERTY IS LOCATED IN AN R3 RESIDENTIAL ZONE BASED ON THE TOWN OF FAIRFIELD ZONING MAP AND THE USE PROPOSED IS CONSISTENT WITH A RESIDENTIAL USE.
4. THE FOLLOWING COASTAL RESOURCES HAVE BEEN IDENTIFIED AT AND ADJACENT TO THE PROJECT SITE BASED ON THE COASTAL RESOURCE MAP FOR THE WESTPORT QUADRANGLE, DATED 1979:
 - MODIFIED BEACHES AND DUNES
 - ROCKY SHOREFRONTS
 - COASTAL HAZARD AREA
 - NEARSHORE WATERS
5. NO OSPREY POLES WERE OBSERVED WITHIN 500 FEET OF THE PROJECT SITE.
6. PROPERTIES ADJACENT TO THE PROJECT SITE ARE OWNED BY THE FOLLOWING:
 - MAP 241, LOT 152: ROBERT M. & KATHERINE B. DEVLIN, 307 WILLOW STREET
 - MAP 281, LOT 5: ROBERT K. & CYNTHIA L. CITRONE, 300 WILLOW STREET
 - MAP 281, LOT 7A: CAMPANA LIMITED PARTNERSHIP, 298 WILLOW STREET
 - MAP 281, LOT 7B: CAMPANA LIMITED PARTNERSHIP, 1009 PEQUOT AVENUE
 - MAP 281, LOT 8: CAMPANA LIMITED PARTNERSHIP, 1009 PEQUOT AVENUE
 - WILLOW STREET: TOWN OF FAIRFIELD, 725 OLD POST ROAD

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ABUTTERS: SEE APPLICATION

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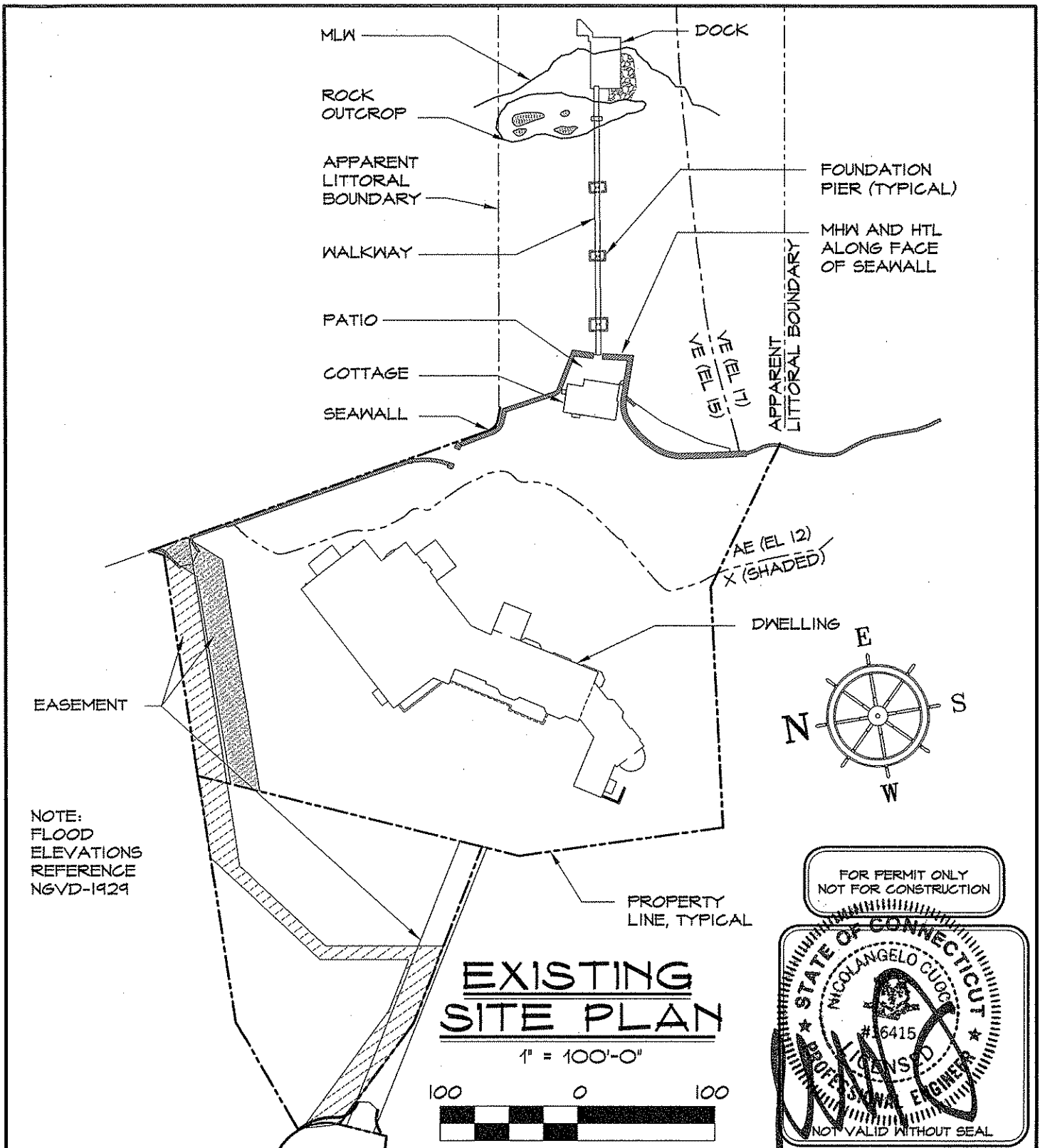
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**DRAWING
NO.: 4 OF 12**



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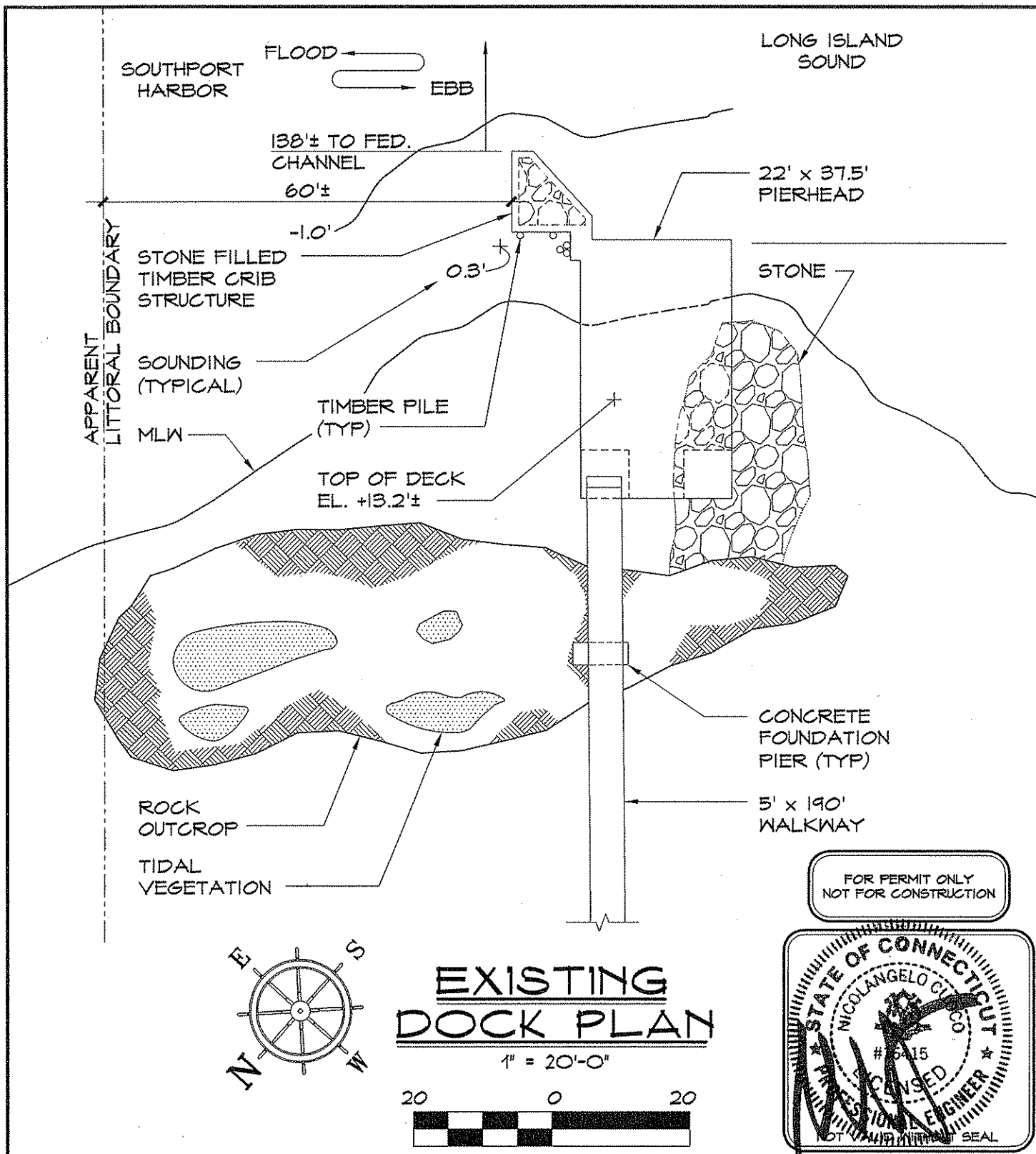
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**DRAWING
NO.: 6 OF 12**



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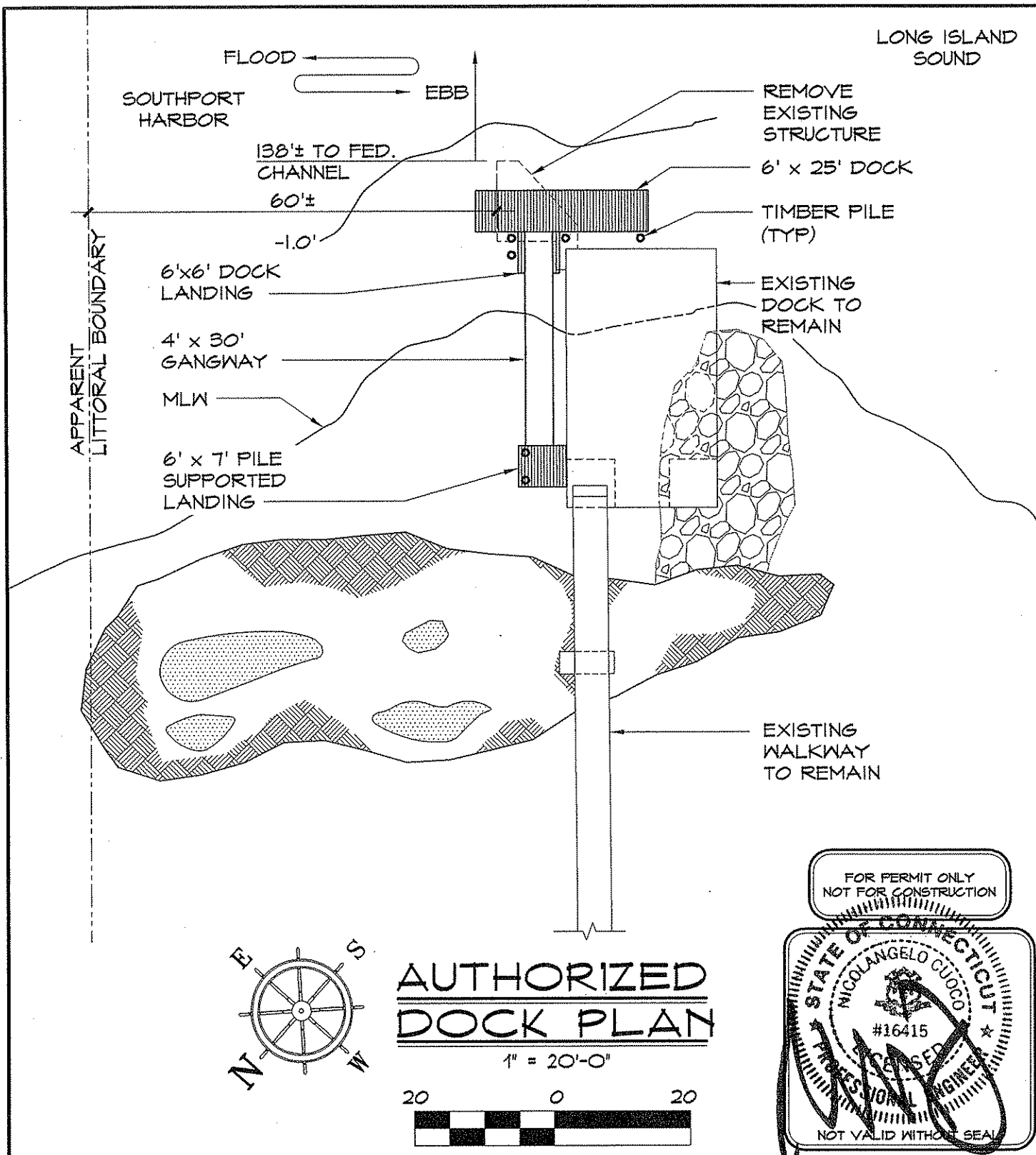
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REV.2 12-22-2009

DRAWING

NO.: 7 OF 12



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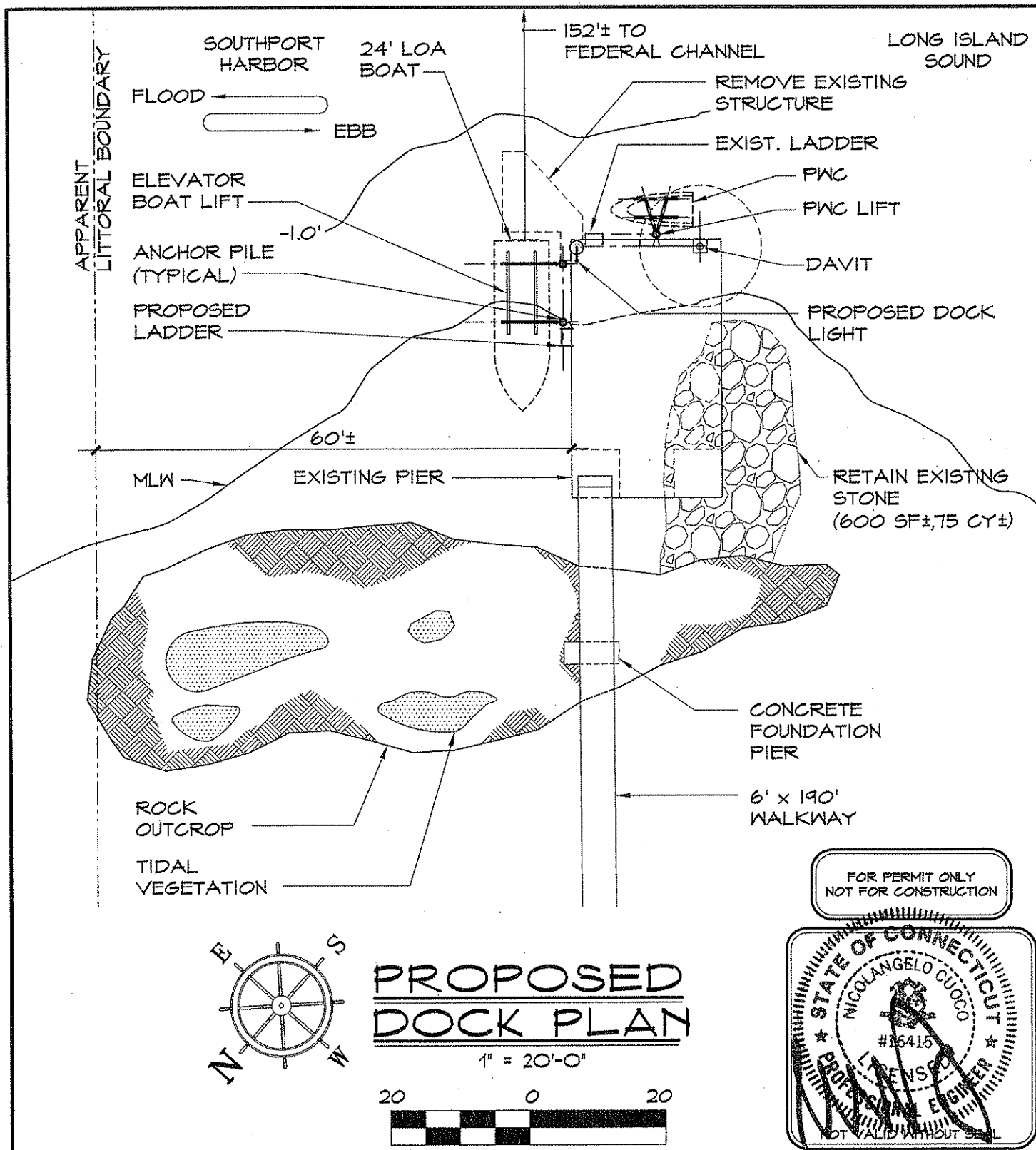
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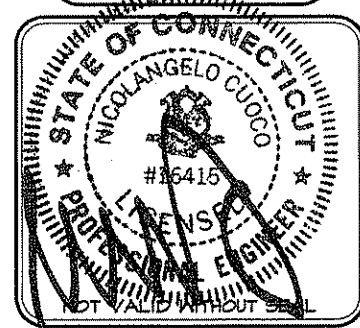
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**DRAWING
NO.: 8 OF 12**



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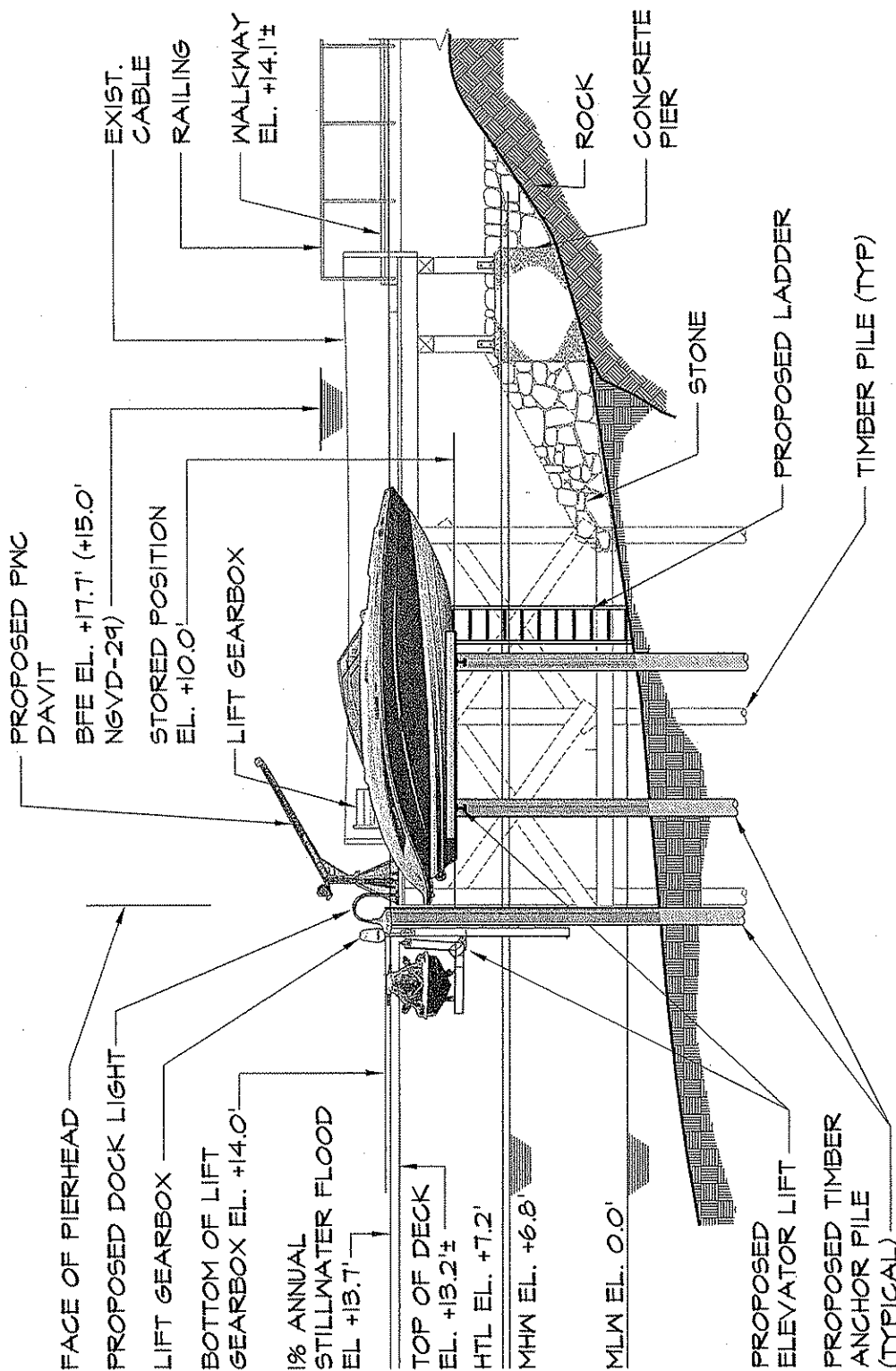
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NO.: 9 OF 12**



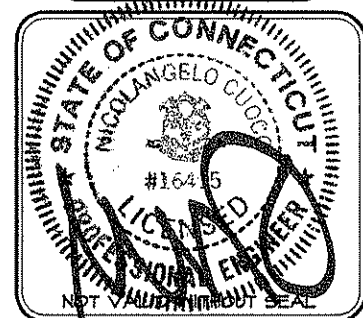
NOTE:
BOAT AND WATERCRAFT SHOWN
ARE FOR ILLUSTRATIVE PURPOSES
ONLY AND DO NOT NECESSARILY
REPRESENT THE MODELS OWNED BY
THE APPLICANT.

NORTH
ELEVATION

1" = 10'-0"



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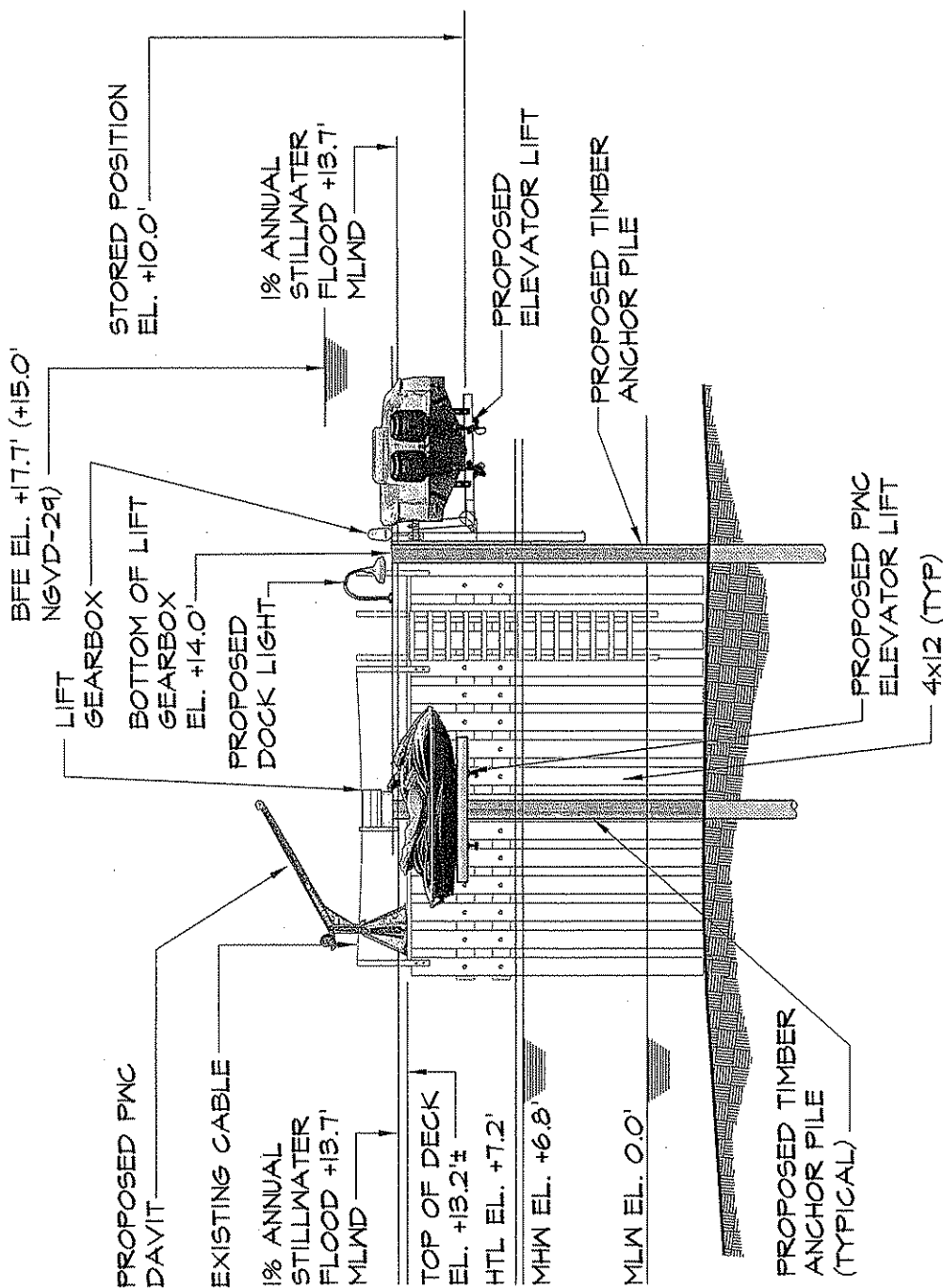
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**DRAWING
NO.: 10 OF 12**

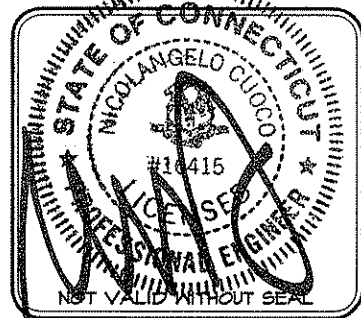
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EAST ELEVATION

1" = 10'-0"



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APPLICANT: STUART BELL

ABUTTERS: SEE APPLICATION

ENGINEER: CUOCO STRUCTURAL ENGINEERS, LLC

DATE: 11-13-2009

SCALE: AS NOTED

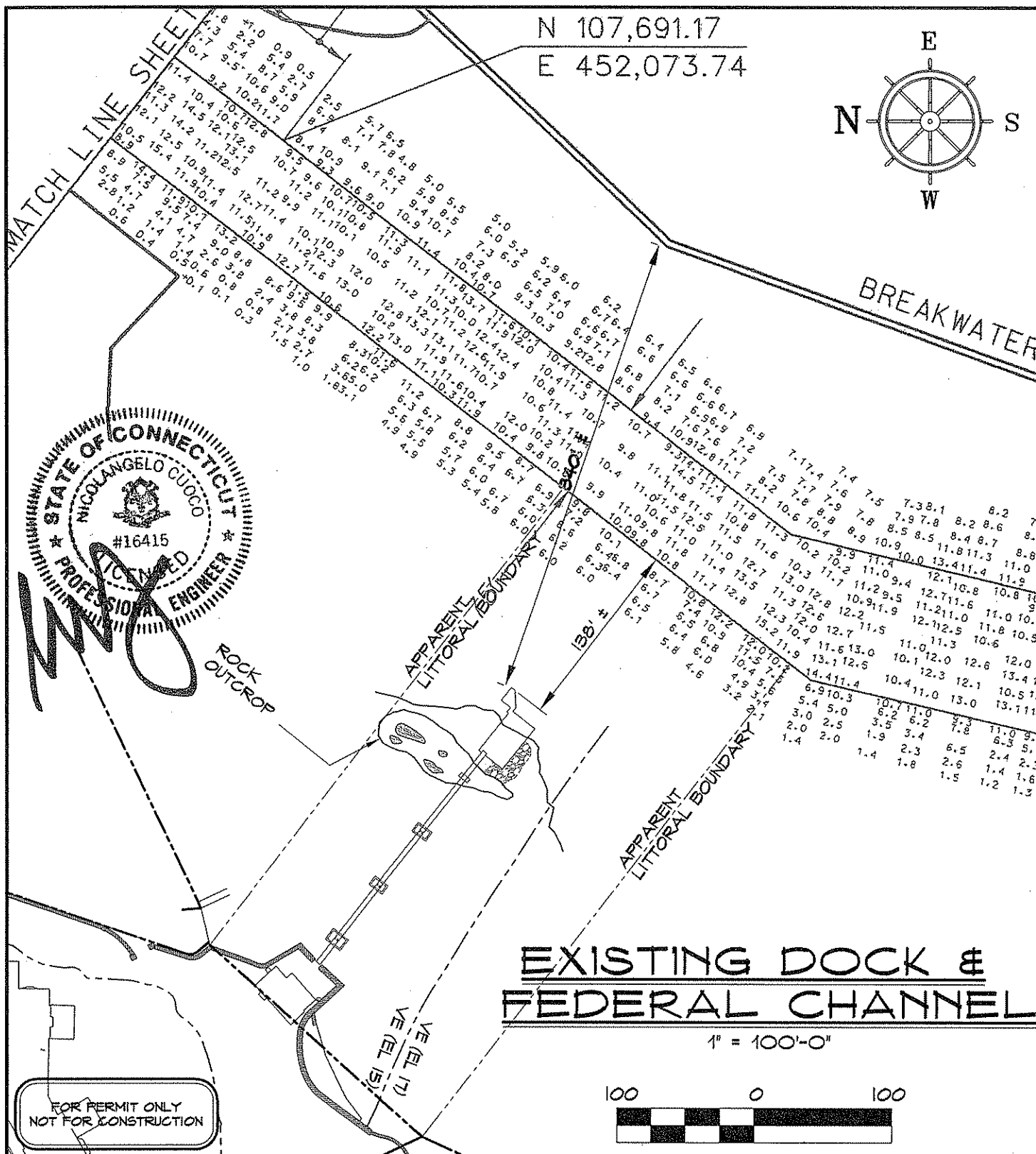
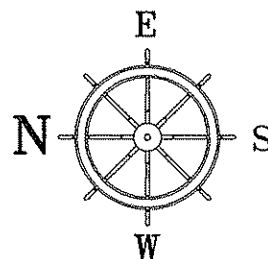
DATUM: MLW

CSE PROJ. 09-189

REV. 2 12-22-2009

**DRAWING
NO.: 11 OF 12**

N 107,691.17
E 452,073.74



**CUOCO
STRUCTURAL
ENGINEERS, LLC**

60 Katona Drive, Suite 12
Fairfield, CT 06824
Phone: 203-362-1902
Fax: 203-362-1966
www.csellic.com

PROJECT: PROPOSED MODIFICATIONS TO EXISTING DOCK

LOCATION: BELL RESIDENCE, 340 WILLOW STREET ON
LONG ISLAND SOUND, SOUTHPORT, CT. 06890

APPLICANT: STUART BELL

AGENT: SEE APPLICATION

ENGINEER: CUOCO STRUCTURAL ENGINEERS, LLC

DATE: 3-19-2010.

SCALE: AS NOTED

DATUM: MLW

CSE PROJ. 09-189

REV.3 3-19-2010

**DRAWING
NO.: 12 OF 12**

OFFICE OF LONG ISLAND SOUND PROGRAMS

APPENDIX A

TO: Permit Section
Department of Environmental Protection
Office of Long Island Sound Programs
79 Elm Street
Hartford, CT 06106-5127

PERMITTEE: Stuart Bell
340 Willow Street
Fairfield, CT 06890

Permit No: #201000717-TS, Fairfield

CONTRACTOR 1: _____

Address: _____

Telephone #: _____

CONTRACTOR 2: _____

Address: _____

Telephone #: _____

CONTRACTOR 3: _____

Address: _____

Telephone #: _____

EXPECTED DATE OF COMMENCEMENT OF WORK: _____

EXPECTED DATE OF COMPLETION OF WORK: _____

PERMITTEE: _____
(signature) (date)